Annual 47 C.F.R. § 64.2009(e) CPNI Certification EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2019, covering calendar year 2018.

- 1. Date filed: February 15, 2019
- 2. <u>Names of companies covered by this certification</u>: Fusion Connect, Inc. and each of the subsidiaries listed in <u>Attachment B</u> (collectively, the "Company")
- 3. Form 499 Filer ID: See Attachment B
- 4. Name of signatory: James P. Prenetta, Jr.
- 5. <u>Title of signatory</u>: Executive Vice President and General Counsel for Fusion Connect, Inc. and each company identified in <u>Attachment B</u>

6. Certification:

I, James P. Prenetta, Jr., certify that I am an officer of the Company, and acting as an agent of the Company, that I have personal knowledge that the Company has established operating procedures that are adequate to ensure compliance with the Commission's CPNI rules. See 47 C.F.R. §§ 64.2001 et seq.

Attached to this certification is a statement (see <u>Attachment A</u>) explaining how the Company ensures its compliance with the Commission's CPNI rules (including those mandating the adoption of CPNI procedures, training, recordkeeping, and supervisory review). See id.

The Company has not taken any actions (i.e., instituted any proceeding or filed any petition at a state commission, a court, or the Commission) against data brokers in the past year.

The Company has not received any customer complaints in the past year concerning the unauthorized release of CPNI.

The Company represents and warrants that the above certification complies with 47 C.F.R. §1.17, which requires truthful and accurate statements to the Commission. The Company also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Signed:

James P. Prenetta, Jr.

Executive Vice President and General Counsel

420 Lexington Ave, Suite 1718

New York, NY 10170

Attachment A

ACCOMPANYING STATEMENT OF FUSION CONNECT, INC. AND THE SUBSIDIARIES LISTED IN ATTACHMENT B REGARDING COMPLIANCE WITH CPNI REGULATIONS FOR 2018 PER 47 C.F.R. § 64.2009(e)

EB DOCKET 06-36

In order to comply with the FCC rules set forth at 47 C.F.R. Part 64, Subpart U, Fusion Connect, Inc. and its subsidiaries listed in Attachment B (collectively the "Company") has created a Company Customer Proprietary Network Information ("CPNI") Policy that fully reflects the Company's commitment to protecting CPNI and informs all Company employees and agents, among others, that they are obligated to protect the confidentiality of CPNI, comply with the requirements set forth in the Company's CPNI Policy, and understand the consequences of noncompliance.

The Company's CPNI Policy designates the Company's Compliance Officer and sets forth the specific rules and operating procedures that must be followed by all employees and agents with regard to the permissible use, disclosure and protection of CPNI.

The CPNI Policy was developed and is maintained so as to be in compliance with 47 C.F.R. Part 64, Subpart U, and includes, among other things, the definition of CPNI, restrictions on the use and disclosure of CPNI (along with a supervisory review process), procedures for obtaining customer approval to use CPNI, authentication procedures for release of CPNI to customers, procedures to be followed in the event of a breach of CPNI protection, and training, reporting and recordkeeping requirements.

All Company employees are required to review the CPNI Policy, which is also posted on the Company's intranet. In addition, the Company's sales and customer support personnel were provided training to fully understand the CPNI Policy. CPNI customer rights and procedures are also posted on the Company's website and in biannual mailings to customers.

Attachment B

Fusion Connect, Inc. is the ultimate parent company of the companies listed below:

Company Name	Form 499 Filer ID
Fusion Connect, Inc. (f/k/a Fusion Telecommunications International, Inc.)	825160
Fusion LLC (f/k/a Network Billing Systems, L.L.C.)	819926
Fusion Group, Inc. d/b/a Fusion Cloud Company, LLC (f/k/a MegaPath Group, Inc. d/b/a MegaPath Cloud Company LLC)	822052
Fusion Communications, LLC (f/k/a Birch Communications, LLC and Birch Communications, Inc.)	815113
Fusion Communications, LLC (f/k/a Cbeyond Communications, LLC)	820930
Fusion Telecom of Texas Ltd. L.L.P. (f/k/a Birch Telecom of Texas Ltd., L.L.P.)	819948
Fusion Telecom of Oklahoma, LLC (f/k/a Birch Telecom of Oklahoma, LLC and Birch Telecom of Oklahoma, Inc.)	820061
Fusion Telecom of Missouri, LLC (f/k/a Birch Telecom of Missouri, LLC and Birch Telecom of Missouri, Inc.)	819422
Fusion Telecom of Kansas, LLC (f/k/a Birch Telecom of Kansas, LLC and Birch Telecom of Kansas, Inc.)	807993